IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL SECOND APPEAL No. 321 of 2005

PARASMAL & ORS
V/S
JASWANT RAJ

Mr. MANISH SHSIODIA, for the appellant / petitioner

Mr. SURESH SHRIMALI, for the respondent

Date of Order : 6.7.2006

HON'BLE SHRI N P GUPTA,J.

ORDER

Heard learned counsel for the parties and perused the evidence on record including the documents like photographs, which are admitted by the defendant No.1 himself.

Even after re-appreciating the entire evidence, I am satisfied that the premises have not been used for a period of six months immediately before filing of the suit and thus, the finding recorded by the learned Lower Appellate Court on issue No.2, does not require any interference in my second appellate jurisdiction.

The appeal thus, does not involve any substantial question of law. The same is, therefore, dismissed summarily.

(N P GUPTA),J.

/tarun/